

REMARKS

In the Official Action, the Examiner maintained the rejections of claims 1 and 3-8 under 35 U.S.C. §103(a) over each of Nishioka et al., U.S. Patent No. 4,822,713, and Adachi et al., U.S. Patent No. 5,279,922. In addressing the technical evidence of record, including the Declaration Under 37 C.F.R. §1.132 filed on June 28, 2005, the Examiner noted that a comparison had been made with the closest prior art, but that the evidence was allegedly not commensurate in scope with the claims. In this latter respect, the Examiner stated the comparisons were in order where X is oxygen, B is within the scope Formula (II) on page 15 of the specification wherein Y is 2-4 carbon atoms, Q (which should be "q") is the preferred value of 3-30 and X₂ is oxygen in Formula (II).

While applicants do not necessarily agree with the assertions by the Examiner, the present Amendment cancels claims 1, 4 and 5 without prejudice or disclaimer and provides new independent claim 9 with the dependency of the remaining claims being modified to accommodate the new independent claim. Claim 9 recites a presensitized plate useful for preparing a lithographic printing plate, which comprises a substrate provided thereon with a light-sensitive layer containing a fluoro-aliphatic group-containing copolymer prepared by copolymerizing at least monomer (A) which is a fluoroalkyl(meth)acrylate represented by formula (I) and monomer (B) which is a polyoxyalkylene group-containing unsaturated monomer represented by formula (II) consistent with the suggestion by the Examiner. Furthermore, in formula (I), X is recited as being oxygen and in formula (II), Y, q and X₂ have all been recited consistent with the aforementioned suggestions by the Examiner in the Official Action.

Since applicants have presented claims in a manner which follow the suggestions by the Examiner, applicants respectfully submit that the claims now of record are patentable in all respects, particularly in light of the technical evidence that has been presented and therefore request reconsideration and allowance of the present application.

Should the Examiner have any questions concerning the subject application, the Examiner is invited to contact the undersigned attorney at the number provided below.

Respectfully submitted,

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